IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.
Arbitration Application No.148 of 2005

Kanhayalal Bagadia — Applicant
Vs.
The Sr.Superintendent of Post
Officers & ors. — Respondents

Ms.Neeta Solanki i/b Mr.Kiran Jain for applicant.
Ms.S.I.Shah for Resp.Nos.1 and 3.
Mr.Milind More for Resp.No.3.

CORAM: B.H.MARLAPALLE, J.

February 10, 2006.

P.C.

. Heard the learned counsel for the respective parties. Writ Petition No.2816 of 1991 came to be decided by this Court on 16-3-2002 and by directing, inter alia, to appoint an arbitrator in accordance with section 8 of the Requisition and Acquisition of Immovable Property Act, 1952. This appointment was to be done by the respondent no.3 in the said petition i.e. the Union of India through the Post Master General (the present respondent no.2). As the said appointment was not made this application under section 11 of the Arbitration and Conciliation Act, 1996 has been moved.

. By consent of the applicant and respondent nos.1 and 2 the claim of the applicant is hereby

referred for arbitration by the sole arbitrator viz. Hon'ble (Dr.) Justice B.P. Saraf (retired Chief Justice of the Jammu and Kashmir High Court). The parties to appear before the sole arbitrator within a period of two weeks and finalise the further terms of the arbitral proceedings including the time frame, fees etc. It is made clear that the State of Maharashtra will not be a party to the arbitral proceedings.

. The petition is disposed off in terms of the above order and the Registry is directed to forward a copy of this order to Dr.Saraf forthwith.

(B.H.MARLAPALLE,J.)